

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Backward Classes Welfare Department – Establishment – Notional seniority to Sri M.C.Gopal Naik, Hostel Welfare Officer Grade-I, Government BC Boys Hostel, Nallamada, Ananthapur District w.e.f. 15.09.2010 – Orders – Issued.

Backward Classes Welfare (A) Department

G.O.Rt.No. 95

Date:27.02.2013

Read the following:-

1. Orders of Hon'ble APAT in CA No.533/2012 in O.A.No.5814/2010, Dated:20.12.2011.
- 2 From the Director, BC Welfare, AP, Hyderabad, Lr.Rc.No.A1/36/2012, Dated:08.10.2012, along with Lr.Rc.No.B1/182/2010, Dated:22.09.2012 of the District Collector, Ananthapur.
3. From the Director, BC Welfare, AP, Hyderabad, Lr.Rc.No. Lr.Rc.No.A1/36/2012, Dated:12.11.2012.

ORDER:

In the reference 2nd and 3rd read above, the Director, BC Welfare, A.P., Hyderabad has stated that in compliance with the interim orders of Hon'ble APAT, Hyderabad Dated:20.12.2011 in CA No.533/2012 in O.A No.5814/2010 filed by Sri M.C.Gopal Naik, HWO Grade-I, Government BC Boys Hostel, Nallamada, Ananthapur District, the District Collector, Ananthapur in his proceedings Dated:15.9.2010 has promoted Sri T.Anjaneyulu as HWO Grade-I, ignoring him, as he is not having the qualification of Graduation with B.Ed. Aggrieved with the proceedings, Dated:15.9.2010 of District Collector, Ananthapur, Sri M.C.Gopal Naik has filed O.A No.5814/2010. The Hon'ble APAT in its final order, dated:20.12.2011 in O.A No.5814/2010 has directed the respondents to consider the case of the applicant and pass appropriate orders for promotion to the post of HWO Grade-I without insisting for B.Ed qualification against ST vacancy with effect from the date on which he has become eligible with all consequential benefits.

2. Further the Director, BC Welfare, AP, Hyderabad has also stated that the District Collector, Ananthapur in his proceedings No.B1/182/2010, Dated:27.04.2012 has promoted Sri M.C.Gopal Naik as HWO Grade-I under ST quota with effect from 27.04.2012 duly reverting Sri T.Anjaneyulu as HWO Grade-II giving notice to him. Sri T.Anjaneyulu has filed O.A No.3538/2012 challenging his reversion orders issued in the proceedings Rc.No.B1/182/2010, Dated:27.04.2012 of District Collector, Ananthapur. However, the Hon'ble APAT has not granted any interim relief. Sri T.Anjaneyulu has also filed WPMP No.17419/2012 in WP No.13716/2012 in the Hon'ble High Court of AP. Further, Sri M.C.Gopal Naik has again approached Hon'ble APAT filing CA No.533/2012 in O.A No.5814/2010 for not implementing the orders of Hon'ble APAT Dated:20.12.2011 in O.A No.5814/2010 completely.

3. In view of the above, the Director, BC Welfare has forwarded the proposals of the District Collector, Ananthapur for consideration of the Government in BC Welfare Department to assign "Notional Seniority" to Sri M.C.Gopal Naik, HWO Grade-I w.e.f. 15.9.2010 i.e. from the date of promotion Sri T.Anjaneyulu as HWO Grade-I under ST quota instead of 27.04.2012 i.e. actual date of promotion with monitory benefit from 27.04.2012 in the cadre of HWO Grade-I in relaxation of Rule 33(a) of APSSS, Rules 1996.

(P.T.O)

4. Government, after careful examination in the matter, have decided to assign notional seniority to Sri M.C.Gopal Naik, HWO Grade-I, Government BC Boys Hostel, Nallmada, Ananthapur District w.e.f. 15.09.2010 i.e. from the date of promotion of Sri T.Anjaneyulu as HWO Grade-I under ST quota instead of 27.04.2012 in the cadre of HWO Grade-I in relaxation of Rule 33 (a) of APSSS Rules 1996, his pay should be fixed as per 26(aa) i.e., monetary benefit can be given from the date of performing duties in the higher post and subject to outcome of O.A No.2737/2012 and WP No.13716/2012 filed by Sri T.Anjaneyulu.

5. The Director, BC Welfare is requested to take further necessary action accordingly. He is also requested to adhere to follow the procedure for notional promotion in respect of Sri M.C.Gopal Naik, HWO Grade-I in each category of posts one after another as per Rule 24 of APSSS Rules 1996.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AR.SUKUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director, BC Welfare, AP, Hyderabad

The District Collector, Ananthapur

The District BC Welfare Officer, Ananthapur

The individual through District Collector, Ananthapur

The Assistant Registrar, APAT, Hyderabad

The GP for BC Welfare (S), APAT, Hyderabad

Copy to:

The OSD to M(BCW)

The PS to Principal Secretary to Government, BC Welfare Department
Sf/Scs

//Forwarded By Order//

Section Officer